

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicants: Gabor BUTORA et al. Examiner: Douglas M. Willis

Serial No.: 10/587,118 Case: 21540P

Filing Date: July 21, 2006 Art Unit: 1624

For: AMINOCYCLOPENTYL PYRIDOPYRAZINONE MODULATORS OF CHEMOKINE RECEPTOR ACTIVITY

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Response to Restriction Requirement

Sir:

In response to the Restriction Requirement that was mailed September 1, 2009, applicants make the following elections:

- * Group I is elected.

In response to the requirement for an election of species, the compound of Example 1 is elected as the species.

The species is claimed generically in Claim 1, Formula I as follows:

- * E and Z are carbon.
- * (A)₀₋₂ is CH₂.
- * The dotted line in the 5-membered ring in Formula I is absent, so that the bond is a carbon-carbon single bond.
- * k and j are 1.
- * Y is O.
- * R²⁶ is the oxygen of a carbonyl.
- * R⁵ is CF₃.
- * All remaining substituent groups are H or are absent.

Claims 1-24 read on the elected Group I. Claims 1-18 and 20-24 read on the elected species. Claims 25-27 are currently withdrawn.

This is believed to be a complete and timely response to the Restriction Requirement. No fee is believed to be due. If any fee is required, it may be charged to Merck & Co., Inc. Deposit Account No.: 13-2755.

If the Examiner has any questions regarding this response, he is invited to telephone the undersigned attorney at the telephone number below.

Respectfully submitted,

By



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Date: September 30, 2009